

Brooks Fiber, MCI and SECCA filed their Petitions to Intervene on May 14, 2001, pursuant to Tenn. Code Ann. § 4-5-310, asserting that they or their members have an interest in these proceedings because they purchase wholesale services and network elements from BellSouth Telecommunications, Inc. No objections to the Petitions to Intervene have been filed.

Tenn. Code Ann. § 4-5-310(a) sets forth the following criteria for granting petitions for intervention:

4-5-310. Intervention

(a) The administrative judge or hearing officer shall grant one (1) or more petitions for intervention if:

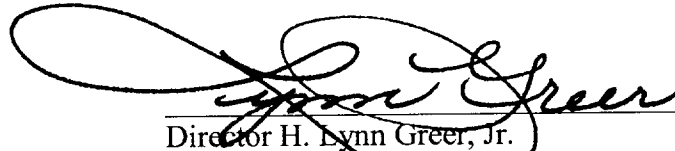
- (1) The petition is submitted in writing to the administrative judge or hearing officer, with copies mailed to all parties named in the notice of the hearing, at least seven (7) days before the hearing;
- (2) The petition states facts demonstrating that the petitioner's legal rights, duties, privileges, immunities or other legal interest may be determined in the proceeding or that the petitioner qualifies as an intervenor under any provision of law; and
- (3) The administrative judge or hearing officer determines that the interests of justice and the orderly and prompt conduct of the proceedings shall not be impaired by allowing the intervention.

Having read and considered the Petitions to Intervene filed by Brooks Fiber, MCI and SECCA, the Pre-Hearing Officer finds that said Petitions comply with the requirements of Tenn. Code Ann. § 4-5-310. The interests of justice and the orderly and prompt conduct of the proceedings will not be impaired by allowing the interventions. Pursuant to Tenn. Code Ann. § 4-5-310, the Petitions to Intervene filed by Brooks Fiber, MCI and SECCA are granted.


IT IS THEREFORE ORDERED:

1. Brooks Fiber Communications of Tennessee, Inc. is hereby given leave to intervene and receive copies of any notices, orders or other documents herein;
2. MCImetro Access Transmission Services, LLC is hereby given leave to intervene and receive copies of any notices, orders or other documents herein;
3. The Southeastern Competitive Carriers Association is hereby given leave to intervene and receive copies of any notices, orders or other documents herein; and

4. Any party aggrieved by the decision of the Pre-Hearing Officer in this matter may file a Petition for Appeal with the Tennessee Regulatory Authority within fifteen (15) days of the date of this Order.



Director H. Lynn Greer, Jr.
Pre-Hearing Officer



K. David Waddell, Executive Secretary